

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CITAK & CITAK, DONALD CITAK and
BURTON CITAK,

Plaintiffs,

Civil Action No. 07 CIV 5459

-against-

**DECLARATION OF JONATHAN R.
HARWOOD IN OPPOSITION TO
PLAINTIFFS' MOTION TO REMAND**

THE ST. PAUL TRAVELERS COMPANIES,
INC. a/k/a ST. PAUL FIRE AND MARINE
INSURANCE COMPANY,

Defendant.
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JONATHAN R. HARWOOD, being duly sworn, deposes and says:

1. I am an attorney admitted to practice in the State of New York and before the United States District Court for the Southern District of New York. I am a member of the law firm of Traub Lieberman Straus & Shrewsbury LLP, attorneys for defendant The St. Paul Travelers Companies, Inc. a/k/a St. Paul Fire and Marine Insurance Company ("St. Paul Travelers"). As such, I am familiar with the facts, pleadings and prior proceedings in the instant matter.

2. I submit this declaration in opposition to plaintiffs' motion to remand this action to the Supreme Court of the State of New York, County of New York.

3. A true and correct copy of the summons and complaint is annexed hereto as Exhibit A.

4. A true and correct copy of a Lawyers Professional Liability Policy issued to Citak & Citak ("the Citak firm") by St. Paul Travelers is annexed hereto as Exhibit B.

5. A true and correct copy of the complaint in an action entitled *Marton v. Citak & Citak, et al.*, pending in the Supreme Court of the State of New York, County of New York is annexed hereto as Exhibit C.

6. A true and correct copy of an order to show cause filed in an action entitled *Marton v. Hogan Contacting, Inc.*, pending in the Supreme Court of the State of New York, County of New York, is annexed hereto as Exhibit D.

Dated: Hawthorne, New York
August 31, 2007

TRAUB LIEBERMAN STRAUS & SHREWSBERRY LLP

By: 

Jonathan R. Harwood (JRH 9060)

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